

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

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| CONTRACT NO: DCKA-2018-S-0015 |
| CAPTION: Construction Engineering Support Services for Minnesota Avenue Revitalization Phase II |
| PROPOSED CONTRACTOR: A. Morton Thomas and Associates, Inc. (AMT) |
| PROGRAM AGENCY: District Department of Transportation |
| AUTHORIZATION: D.C. Official Code §2-354.04, 27 DCMR 1304 and 1700, 27 DCMR 1701 |

1. MINIMUM NEED:

The District Department of Transportation (DDOT) has an ongoing need for the Contractor to perform construction engineering supporting services for the above captioned project. for seven hundred (700) days after award of this contract.

2. ESTIMATED REASONABLE PRICE:

The estimated fair and reasonable price is \$93,975.00

3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

- A. AMT provided design engineering services for Minnesota Avenue, N.E. Revitalization Phase II, 300 feet south of Benning Road to Sheriff Road and completed the final solicitation documents for bidding. The construction project was awarded on 9/11/2017 and is under construction. The anticipated construction completion close-out will be January 2020.
- B. AMT has been providing construction engineering support services since construction began and their continued construction support is needed. The construction support service provided by AMT is critical to address any unforeseen conditions, design modifications to address public needs and assist in providing timely risk management solutions. Additionally, utility work not captured in the original design must now be completed. This requires close coordination with AMT as the design engineer of record.
- C. AMT has an intimate knowledge of the project and DDOT procedures and processes including project scope, history and surrounding project conditions.
- D. AMT has demonstrated itself to be a responsible Contractor and has the resources and personnel to continue to perform the required work in a manner satisfactory to the District. AMT has existing personnel and resources currently in place, to continue the needed service.
- E. Re-competing the contract would likely cause project construction to be delayed due to the lack of modified design plans. In addition, as AMT is the designer of record, they alone can modify their designs without shifting associated liability to the District.

- F. It is not feasible that another contractor could, following a competitive effort, complete the additional needed services without adding significant time and cost to the District.
- G. These services were originally competed and three vendors evaluated. AMT was the selected vendor.
- H. For the above stated reasons no market survey was conducted.

4. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete.

Date

Jeff Marootian, Acting Director
District Department of Transportation

5. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

William Sharp
Chief Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

George A. Schutter, III
Chief Procurement Officer